

UNITED STATES BANKRUPTCY COURT  
SOUTHERN DISTRICT OF INDIANA  
NEW ALBANY DIVISION

IN RE: )  
 )  
EASTERN LIVESTOCK CO., LLC ) Case No. 10-93904-BHL-11  
 )  
Debtor. )

**GIBSON TRUSTEE'S LIMITED OBJECTION TO MOTION FOR  
ORDER APPROVING PROPOSED AUCTION SALE OF CERTAIN PERSONAL  
PROPERTY ASSETS OF DEBTOR FREE AND CLEAR OF LIENS, CLAIMS AND  
ENCUMBRANCES PURSUANT TO 11 U.S.C. § 363**

Kathryn L. Pry, Chapter 7 Trustee of the Bankruptcy Estate of Thomas P. Gibson and Patsy M. Gibson, Case No. 10-93867-BHL-7A (the "Gibson Trustee"), by counsel, for her *Limited Objection to Motion for Order Approving Proposed Auction Sale of Certain Personal Property Assets of Debtor Free and Clear of Liens, Claims and Encumbrances Pursuant to 11 U.S.C. § 363* (this "Limited Objection"), states as follows:

1. The Gibson Trustee was appointed on December 1, 2010 (the "Gibson Petition Date") and continues to investigate and identify assets of Thomas P. Gibson and Patsy M. Gibson (the "Gibsons").
2. On October 20, 2011, the Chapter 11 trustee (the "Trustee") in the above-captioned bankruptcy case, filed its *Motion for Order Approving Proposed Auction Sale of Certain Personal Property Assets of Debtor Free and Clear of Liens, Claims and Encumbrances Pursuant to 11 U.S.C. § 363* (the "Motion"), requesting Court authority to sell certain personal property assets of Eastern Livestock Co., LLC (the "Debtor").
3. The Gibson Trustee respectfully objects to the Motion on a limited basis. The Gibson Trustee does not object to the sale of the personal property, but to the extent any of the personal property proposed to be sold at auction is owned by the Gibsons, the Gibson Trustee

requests that the proceeds of the sale be held until the Gibson Trustee is able to determine if she has any rights to the proceeds.

WHEREFORE, the Gibson Trustee respectfully requests that the Court enter an Order directing that the proceeds from the sale be held until the Gibson Trustee is able to determine if she has any rights to the proceeds, and for all other just and proper relief..

Respectfully submitted,

DALE & EKE, P.C.

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### **CERTIFICATE OF SERVICE**

I hereby certify that on October 24, 2011, a copy of the foregoing *Limited Objection to Motion for Order Approving Proposed Auction Sale of Certain Personal Property Assets of Debtor Free and Clear of Liens, Claims and Encumbrances Pursuant to 11 U.S.C. § 363* was filed electronically. Notice of this filing will be sent to the following parties through the Court's Electronic Case Filing System. Parties may access this filing through the Court's system.

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I further certify that on October 24, 2011, a copy of the foregoing *Limited Objection to Motion for Order Approving Proposed Auction Sale of Certain Personal Property Assets of Debtor Free and Clear of Liens, Claims and Encumbrances Pursuant to 11 U.S.C. § 363* was mailed by first-class U.S. Mail, postage prepaid, and properly addressed to the following:

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